



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

LICENSE PLAN OF OPERATION

Licensee: FAB 4, INC., d/b/a Tobacco Road Tap Room

Premises: 2249 N. Lincoln Avenue, 1st & 2nd Floors, Chicago, IL 60614

Licenses: Retail Food, Consumption on Premises-Incidental Activity,
Public Place of Amusement License

Account Number: 15189

Site: 2

Pursuant to the City of Chicago Municipal Code Sections 4-60-040(h) and 4-156-311 (d) 3(A), the City of Chicago Department of Business Affairs and Consumer Protection (BACP)/ Local Liquor Control Commission and the above named Licensee have agreed to the issuance of a Consumption on Premises-Incidental Activity; Retail Food and Public Place of Amusement licenses under the following conditions:

1. Licensee shall regularly monitor the exterior area around the premises during all of its business hours in order to address and abate noise, loitering and littering.
 - a. Licensee shall take steps to ensure that patrons exit the Premises in an orderly and respectful manner and avoid loitering by patrons by posting signs near the exits, entrances, in and around the Premises that read "Please Respect Our Neighbors, Leave Quietly and Do Not Loiter."
 - b. Licensee shall take steps to prevent the congregation of departing patrons in such numbers as to unreasonably impede traffic flow by turning on the lights of the establishment 15 minutes prior to closing, so as to give patrons sufficient time to depart.
 - c. Licensee shall take reasonable steps to minimize pedestrian impediments on Lincoln Avenue. When long lines are expected, Licensee will mitigate interference with pedestrian traffic in front of the Premises by establishing corrals within the interior of the Premises, and when necessary, instruct door staff to implement an orderly single file line on the exterior of the Premises. Licensee will further mitigate the risk of a line by scheduling adequately sized entry team of hosts, security managers and personnel to move patrons quickly through the line.



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

- d. Licensee shall take reasonable steps to prevent liquor from being removed from the Premises by patrons by having employees and security personnel located at the common exits. If necessary, Licensee shall contact cab companies to help patrons leave safely.
 - e. Licensee shall deny entry to any person who is visibly intoxicated and shall notify local police of all unlawful acts witnessed by, or reported to, its employees.
 - f. Licensee shall take reasonable steps to prevent fighting, public intoxication, unruly behavior or any other illegal behavior.
 - g. Licensee shall take steps to prevent the accumulation of litter by designating employees to monitor and remove litter during the times the Premises is open to the public and at closing time. Licensee shall be responsible for removing any litter that is located in front of, or adjacent to, the Premises.
- 2. Licensee agrees to close all windows that open onto Lincoln Avenue no later than 12:00 am each day of the week, however, Licensee expressly agrees that it will immediately close its windows upon the request or command of any law enforcement officer.
 - 3. The gangway area located to the south of the Premises shall be utilized in such a manner as to minimize disturbance to the residents residing adjacent to the Premises.
 - 4. Licensee shall close the gate connecting the gangway to the public sidewalk and prohibit its patrons from using the gangway area east of the aforementioned gate.
 - 5. Licensee shall store and remove garbage from the Premises on a regular basis and in compliance with the Chicago Board of Health Rules and Regulations and the Municipal Code of Chicago ("Municipal Code") and shall keep garbage containers in good repair. All care shall be taken by Licensee to limit noise and disturbance when garbage containers are being loaded and unloaded
 - a. All employees will move and place garbage carefully and quietly into the dumpsters or trash containers so as to minimize noise.
 - b. All garbage and rubbish will be removed and disposed of daily or at such other frequency as may be necessary to prevent a nuisance, or in compliance with Municipal Code. If warranted, Licensee shall increase the frequency of pick-ups to ensure no excess garbage accumulates in the area where garbage containers for the Premises are located.



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

6. Licensee shall place 24-hour video surveillance cameras will be placed at the exterior to monitor the public way on Lincoln Avenue that will record visible footage along the frontage of the premises as follows. Licensee shall have a minimum of five (5) High-Definition cameras installed on the exterior of the Premises; two (2) HD cameras along the front of the Premises recording north and south to closely monitor the surrounding area fronting Lincoln Avenue, one (1) HD camera along the aforementioned gangway along the south of the Premises and two (2) HD cameras in the rear of the Premises monitoring the alley area. Licensee agrees to monitor these cameras throughout the night to identify any concerns. The Licensee shall retain all surveillance footage for a term of eight (8) days, subsequent to the date of recording and shall make the surveillance footage available, on demand, to the Police Department and/or BACP/LLCC.
 - a. The surveillance cameras installed at each building entrance and exist shall be installed and lighted in such a manner to easily identify persons entering and exiting the building.
 - b. In the event that Licensee views any illegal activity in and around the Premises, Licensee shall immediately contact the Police via a "Land Line" telephone and document all incidents reported to the police in a written log and shall retain all incident reports generated for no less than two (2) years.
 - c. In the event of an incident involving fighting, disturbance of the peace, unruly behavior or criminal activity, occurring within or within sight of the Premises or any event in which the police are called or respond to the premises, Licensee shall retain all surveillance footage for up to one (1) year until both the Police Department and the BACP/LLCC have either viewed the footage or declined an opportunity to view the footage.
 - d. Camera and system will be kept in good order to ensure proper functioning. The system will be set to record 24 hours each day and all files of footage shall be kept for a minimum of 8 days and make such data available upon demand to any law enforcement or BACP/LLCC.
7. During all events held at the Premises, Licensee shall have an on-site employee (the "Event Monitor") who shall monitor noise levels emanating from the Premises and shall take immediate action to alleviate and abate excessive noise at any time while the Premises are in operation. A dedicated employee will regulate special events (e.g., Halloween or New Year's Eve). Open doors will be attended to for noise.



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

- a. The Event Monitor shall regularly patrol the exterior area around the Premises during events in order to address and abate noise, loitering and littering complaints about Licensee's patrons or employees.
8. Use of Promoters: Licensee agrees to provide a list of promoters it will use to the local Alderman. Licensee agrees to only use those promoters which have been previously approved in writing by the Local Alderman.
9. Licensee shall not seek to amend this agreed upon Plan of Operation without first obtaining the written support of the local Alderman.
10. Licensee's live entertainment shall be under the following conditions:
 - a. Licensee will not operate as a dance club. Licensee will not remove tables or chairs from the Premises to a quantity less than or a layout different from those provided on its floorplan(s) submitted in conjunction with its occupancy placards.
 - b. Licensee will employ acoustic bands or disc jockeys (DJs). DJs will be contracted to appear at venue. Licensee shall enter into a written contract for each DJ and shall maintain copies of each contract on the Premises.
 - c. Licensee shall provide the local alderman with a bi-weekly event calendar with specifics as to the scheduled performances.
 - d. Licensee shall vet all performers by researching their social media sites and any alias' they may use or have used.
 - e. Licensee shall provide the local alderman with a list of any DJs that perform at the club and their performance names, and shall update this list as needed to reflect the current roster of said DJs.
11. Licensee shall regularly attend CAPS Beat meetings and agrees to meet with local Alderman, City agencies and community groups at their request to identify, address and resolve all complaints accurately identified and ascribed to Licensee's business operations.
12. Licensee shall enforce all applicable City and State non-smoking laws as they relate to both the interior and the exterior of the Premises.
13. Licensee agrees that all servers of alcoholic beverages shall undergo and be certified in alcohol-server training via a BASSET or TIPS program.



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION
CITY OF CHICAGO

14. Licensee shall inform the local Alderman's office if it elects to sell its business and shall make reasonable efforts for the proposed purchaser to meet with the Alderman prior to finalization of any formal sale of the business.

The conditions of the licenses issued pursuant to this Plan of Operation are legally binding and may be enforced by the City of Chicago enforcement authorities under MCC Section 4-60-040(h) and 4-156-311 (d) 3(A). All other conditions of the license are governed by the City of Chicago Municipal Code. Violation of the above stated conditions may result in the imposition of a fine and/or suspension or revocation of all business licenses issued to the Licensee. Violation of the above stated conditions may also result in the issuance of Cease and Desist Orders prohibiting the activity which violates the conditions of the licenses.

The conditions of the licenses issued pursuant to this Plan of Operation shall apply to the business address and Licensee and to all officers, managers, partners, and direct or indirect owners of the licensed entity. The sale of the business to other persons purchasing the stock or membership units of the licensed entity does not void the conditions of the license. Any and all potential new owners of the licensed entity shall be subject to the same conditions set forth in this Plan of Operation.

It shall be the duty of every person conducting, engaging in, maintaining, operating, carrying on or managing the above mentioned business entity to post this plan of operation next to the business license certificates in a conspicuous place at the business address.

Licensee: FAB 4 INC.

Business Address: 2249 N. Lincoln Avenue
Chicago, IL 60614



Kyle Silver, President



Shannon K Trotter
Local Liquor Control Commissioner
City of Chicago

7/27/10

Date